

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

NONEND INVENTIONS, N.V., §  
§  
Plaintiff, §  
§  
v. § Case No. 2:15-cv-466-JRG-RSP  
§  
APPLE. INC., ET AL., §  
§  
Defendants. §

**ORDER**

Pending before the Court are Plaintiff's Objections to the Report and Recommendation. (Dkt. No. 646.) The Report (Dkt. No. 640) recommended finding that Plaintiff did not state a claim for pre-suit willful infringement. The Court has reviewed the objected-to portions of the Report and Recommendation *de novo* and finds the Report and Recommendation (Dkt. No. 640) should be **ADOPTED**. Accordingly, Plaintiff's Objections to the Report and Recommendation (Dkt. No. 646) are **OVERRULED** and Defendant's Motion to Dismiss (Dkt. No. 202) is **GRANTED-IN-PART** and **DENIED-IN-PART**.

**So Ordered this**

Mar 29, 2016

  
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RODNEY GILSTRAP  
UNITED STATES DISTRICT JUDGE